

A reviser's bill to be entitled

An act relating to the Florida Statutes; repealing ss. 16.555(3)(b), 212.08(5)(p), 216.181(17), 220.03(1)(x), 265.702(7)(b), 287.057(5)(f)14., 311.07(3)(b)11., 375.045(5), 381.79(3)(b), 386.206(1) and (5), 394.908(8), 403.08725(9)(b), 409.913(8)(g), 468.404(1)(b), 470.001, 470.002, 470.003, 470.005, 470.019, 470.023, 470.027, 470.028, 470.031, 470.033, 470.034, 470.035, 470.036, 497.105, 497.109, 497.111, 497.113, 497.115, 497.117, 497.119, 497.123, 497.125, 497.127, 497.129, 497.131, 497.135, 497.137, 497.209, 497.217, 497.221, 497.225, 497.233, 497.301, 497.341, 497.431, 497.435, 497.443, 497.445, 497.447, 497.515, 497.517, 497.519, 497.529, 559.904(12), 561.121(4)(b), 624.91(3)(c), and 957.03, F.S., all of which provisions have become inoperative by noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), may be omitted from the 2006 Florida Statutes only through a reviser's bill duly enacted by the Legislature; amending ss. 287.042, 943.053, and 943.325, F.S., to conform to the repeal of s. 957.03, F.S.; and repealing s. 957.04(8), F.S., to conform to the repeal of s. 957.03, F.S.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Paragraph (b) of subsection (3) of section 16.555, Florida Statutes, is repealed.

Reviser's note.--The cited paragraph, which relates to use of moneys in the Crime Stoppers Trust Fund for

31 department expenses for the 2004-2005 fiscal year only,
32 expired pursuant to its own terms, effective July 1,
33 2005.

34
35 Section 2. Paragraph (p) of subsection (5) of section
36 212.08, Florida Statutes, is repealed.

37
38 Reviser's note.--The cited paragraph, which relates to
39 a sales tax exemption for certain equipment used to
40 deploy broadband technologies, was repealed pursuant to
41 its own terms, effective June 30, 2005.

42
43 Section 3. Subsection (17) of section 216.181, Florida
44 Statutes, is repealed.

45
46 Reviser's note.--The cited subsection, which authorizes
47 the Agency for Health Care Administration to submit a
48 specified budget amendment in order to implement
49 Specific Appropriation 216 of the 2004-2005 General
50 Appropriations Act upon the happening of a certain
51 event, expired pursuant to its own terms, effective
52 July 1, 2005.

53
54 Section 4. Paragraph (x) of subsection (1) of section
55 220.03, Florida Statutes, is repealed.

56
57 Reviser's note.--The cited paragraph, which defines
58 "Secretary" as the secretary of the Department of
59 Commerce, which department no longer exists, expired
60 pursuant to its own terms, effective June 30, 2005.

61
62 Section 5. Paragraph (b) of subsection (7) of section
63 265.702, Florida Statutes, is repealed.

64
65 Reviser's note.--The cited paragraph, which relates to
66 a limit on the amount of a grant for regional cultural
67 facilities for the 2004-2005 fiscal year only, expired
68 pursuant to its own terms, effective July 1, 2005.

69
70 Section 6. Subparagraph 14. of paragraph (f) of subsection
71 (5) of section 287.057, Florida Statutes, is repealed.

72
73 Reviser's note.--The cited subparagraph, which provides
74 that specified voter education activities of the
75 Department of State are not subject to competitive-
76 solicitation requirements under s. 287.057, expired
77 pursuant to its own terms, effective July 1, 2005.

78
79 Section 7. Subparagraph 11. of paragraph (b) of subsection
80 (3) of section 311.07, Florida Statutes, is repealed.

81
82 Reviser's note.--The cited subparagraph, which lists
83 seaport security measures among projects eligible for
84 funding under the Florida Seaport Transportation and
85 Economic Development Program, expired pursuant to its
86 own terms, effective June 30, 2005.

87
88 Section 8. Subsection (5) of section 375.045, Florida
89 Statutes, is repealed.

Reviser's note.--The cited subsection, which authorizes the use of certain unobligated moneys from the Florida Preservation 2000 Trust Fund for appropriation to the Florida Forever Trust Fund for use pursuant to s. 259.1051 for the 2004-2005 fiscal year only, expired pursuant to its own terms, effective July 1, 2005.

Section 9. Paragraph (b) of subsection (3) of section 381.79, Florida Statutes, is repealed.

Reviser's note.--The cited paragraph, which authorizes appropriation of certain revenues from the Brain and Spinal Cord Injury Program Trust Fund for spinal cord injury and brain injury research at the University of Miami for the 2004-2005 fiscal year only, expired pursuant to its own terms, effective July 1, 2005.

Section 10. Subsections (1) and (5) of section 386.206, Florida Statutes, are repealed.

Reviser's note.--Subsection (1), which relates to signage requirements relating to the smoking ban in enclosed indoor workplaces, expired pursuant to subsection (5) of s. 386.206, effective July 1, 2005.

Section 11. Subsection (8) of section 394.908, Florida Statutes, is repealed.

Reviser's note.--The cited subsection, which relates to allocation of specified funds relating to substance

121 abuse and mental health services for the 2004-2005
122 fiscal year only, expired pursuant to its own terms,
123 effective July 1, 2005.

124
125 Section 12. Paragraph (b) of subsection (9) of section
126 403.08725, Florida Statutes, is repealed.

127
128 Reviser's note.--The cited paragraph, which provides,
129 for the 2004-2005 fiscal year only, for inapplicability
130 of certain construction requirements if the United
131 States Environmental Protection Agency fails to approve
132 certain revisions to the state implementation plan
133 within 4 years after submittal, expired pursuant to its
134 own terms, effective July 1, 2005.

135
136 Section 13. Paragraph (g) of subsection (8) of section
137 409.913, Florida Statutes, is repealed.

138
139 Reviser's note.--The cited paragraph, which provides an
140 exemption from specified requirements for Medicaid
141 reimbursement where notifying a pharmacy at the point
142 of sale that a prescription will be approved is not
143 practical, expired pursuant to its own terms, effective
144 July 1, 2005.

145
146 Section 14. Paragraph (b) of subsection (1) of section
147 468.404, Florida Statutes, is repealed.

148
149 Reviser's note.--The cited paragraph, which relates to
150 the assessment level for talent agency license fees for

the 2004-2005 fiscal year only, expired pursuant to its own terms, effective July 1, 2005.

Section 15. Sections 470.001, 470.002, 470.003, 470.005, 470.019, 470.023, 470.027, 470.028, 470.031, 470.033, 470.034, 470.035, 470.036, 497.105, 497.109, 497.111, 497.113, 497.115, 497.117, 497.119, 497.123, 497.125, 497.127, 497.129, 497.131, 497.135, 497.137, 497.209, 497.217, 497.221, 497.225, 497.233, 497.301, 497.341, 497.431, 497.435, 497.443, 497.445, 497.447, 497.515, 497.517, 497.519, and 497.529, Florida Statutes, are repealed.

Reviser's note.--The cited sections, which relate to the funeral and cemetery industry, were repealed by s. 157, ch. 2004-301, Laws of Florida, effective October 1, 2005. Since the sections were not repealed by a "current session" of the Legislature, they may be omitted from the 2006 Florida Statutes only through a reviser's bill duly enacted by the Legislature. See s. 11.242(5)(b) and (i).

Section 16. Subsection (12) of section 559.904, Florida Statutes, is repealed.

Reviser's note.--The cited subsection, which provides for rulemaking authority to stagger motor vehicle repair shop registrations over a 2-year period in order to implement biennial registration requirements, expired pursuant to its own terms, effective June 30, 2005.

181
182 Section 17. Paragraph (b) of subsection (4) of section
183 561.121, Florida Statutes, is repealed.

184
185 Reviser's note.--The cited paragraph, which authorizes
186 use of moneys in the Children and Adolescents Substance
187 Abuse Trust Fund to fund programs directed at reducing
188 and eliminating substance abuse problems among adults
189 for the 2004-2005 fiscal year only, expired pursuant to
190 its own terms, effective July 1, 2005.

191
192 Section 18. Paragraph (c) of subsection (3) of section
193 624.91, Florida Statutes, is repealed.

194
195 Reviser's note.--The cited paragraph, which relates to
196 eligibility for Healthy Kids benefits of individuals
197 who attained the age of 19 as of March 31, 2004, was
198 repealed pursuant to its own terms, effective March 31,
199 2005.

200
201 Section 19. Section 957.03, Florida Statutes, is repealed.

202
203 Reviser's note.--The cited section, which relates to
204 the Correctional Privatization Commission, was repealed
205 by s. 12, ch. 2004-248, Laws of Florida, effective July
206 1, 2005. Since the section was not repealed by a
207 "current session" of the Legislature, it may be omitted
208 from the 2006 Florida Statutes only through a reviser's
209 bill duly enacted by the Legislature. See s.
210 11.242(5) (b) and (i).

211
212 Section 20. Paragraph (a) of subsection (17) of section
213 287.042, Florida Statutes, is amended to read:

214 287.042 Powers, duties, and functions.--The department
215 shall have the following powers, duties, and functions:

216 (17)(a) To enter into contracts pursuant to chapter 957,
217 ~~and to acquire the contractual rights and assume the contractual~~
218 ~~obligations of the Correctional Privatization Commission in~~
219 ~~contracts previously entered into pursuant to chapter 957,~~ for
220 the designing, financing, acquiring, leasing, constructing, or
221 operating of private correctional facilities. The department
222 shall enter into a contract or contracts with one contractor per
223 facility for the designing, acquiring, financing, leasing,
224 constructing, and operating of that facility or may, if
225 specifically authorized by the Legislature, separately contract
226 for any such services.

227
228 The department may not delegate the responsibilities conferred by
229 this subsection.

230
231 Reviser's note.--Amended to conform to the repeal of s.
232 957.03, which created the Correctional Privatization
233 Commission, effective July 1, 2005, by s. 12, ch. 2004-
234 248, Laws of Florida; that repeal is confirmed by this
235 act. The Department of Management Services has assumed
236 responsibility for contracts under chapter 957 pursuant
237 to ss. 287.042(17) and 957.04, and the deleted material
238 in the amendment to s. 287.042(17)(a) has served its
239 purpose.

241 Section 21. Subsection (8) of section 943.053, Florida
242 Statutes, is amended to read:

243 943.053 Dissemination of criminal justice information;
244 fees.--

245 (8) Notwithstanding the provisions of s. 943.0525, and any
246 user agreements adopted pursuant thereto, and notwithstanding the
247 confidentiality of sealed records as provided for in s. 943.059,
248 the Department of Corrections shall provide, in a timely manner,
249 copies of the Florida criminal history records for inmates housed
250 in a private state correctional facility to the private entity
251 under contract to operate the facility pursuant to the provisions
252 of s. 944.105 ~~or s. 957.03~~. The department may assess a charge
253 for the Florida criminal history records pursuant to the
254 provisions of chapter 119. Sealed records received by the private
255 entity under this section remain confidential and exempt from the
256 provisions of s. 119.07(1).

257
258 Reviser's note.--Amended to delete a reference to s.
259 957.03, which was repealed by s. 12, ch. 2004-248, Laws
260 of Florida; the repeal of s. 957.03 is confirmed by
261 this act.

262
263 Section 22. Paragraph (c) of subsection (1) of section
264 943.325, Florida Statutes, is amended to read:

265 943.325 Blood or other biological specimen testing for DNA
266 analysis.--

267 (1)

268 (c) As used in this section, the term "any person" includes
269 both juveniles and adults committed to a county jail or committed
270 to or under the supervision of the Department of Corrections or

the Department of Juvenile Justice, including persons incarcerated in a private correctional institution operated under contract pursuant to s. 944.105 ~~or s. 957.03~~.

Reviser's note.--Amended to delete a reference to s. 957.03, which was repealed by s. 12, ch. 2004-248, Laws of Florida; the repeal of s. 957.03 is confirmed by this act.

Section 23. Subsection (8) of section 957.04, Florida Statutes, is repealed.

Reviser's note.--The cited subsection, which provides that the Department of Management Services is the successor agency for the Correctional Privatization Commission for contracts entered into pursuant to chapter 957 that are in effect on July 1, 2004, has served its purpose. Section 957.03, which created the Correctional Privatization Commission, was repealed effective July 1, 2005, by s. 12, ch. 2004-248, Laws of Florida; that repeal is confirmed by this act. The remaining material in s. 957.04 provides for the Department of Management Services to be responsible for duties formerly carried out by the Correctional Privatization Commission.

Section 24. This act shall take effect on the 60th day after adjournment sine die of the session of the Legislature in which enacted.